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Water Policy Interim Committee 62nd Montana Legislature

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KEVIN MCCUE, Secretary

FINAL AGENDA WATER POLICY INTERIM COMMITTEE

State Capitol, Room 172
January 10-11 2012

AGENDA ITEM TIMES ARE APPROXIMATE

- 9:00 a.m. **Call to Order** - Sen. Hamlett
- Roll Call
 - Approval of minutes from September 2011
- 9:05 a.m. **Missouri River Management**
- Director Mary Sexton, DNRC
 - Jody Farhat, Missouri River Basin Water Management Division, Army Corps of Engineers
 - Public comment
 - Committee questions, discussion, and action, if any
- 9:35 a.m. **Exempt Well Case Studies**
- Physical Availability of Water - John Metesh, MBMG
 - Legal Availability of Water - Tim Davis, DNRC
 - Public comment
 - Committee questions, discussion, and action, if any
- 10:35 a.m. **Break**
- 10:45 a.m. **Hydrogeology Related to Exempt Wells**
- John Metesh, MBMG
 - Public comment
 - Committee questions, discussion, and action, if any
- 11:30 a.m. **Saddle Creek Fire Hydrology Report**
- Bruce Sims, Forest Service hydrologist
 - Public comment
 - Committee questions, discussion, and action, if any
- Noon **Lunch**

- 1:00 p.m. **Water Marketing and Mitigation in Washington**
- Peggy Clifford, Trust Water Program, Washington Department of Ecology
 - Cathy Schaeffer, Walla Walla Watershed Management Partnership
 - Paul Jewell, Kittitas County Commissioner
 - Public comment
 - Committee questions, discussion, and action, if any
- 1:45 p.m. **Ground Water Investigation Program Project Updates**
- John Wheaton, MBMG
 - Public comment
 - Committee questions, discussion, and action, if any
- 2:00p.m. **Subdivision water supplies**
- County planning role - Randy Johnson, Gallatin County Planner
 - County Commission role- Commissioner Steve White, Gallatin County
 - DEQ role - Steve Kilbreath
 - DNRC role - Tim Davis
 - Well driller role, Dave Potts
 - Developer decisions, Dan Chovanak
 - Public comment
 - Committee questions, discussion, and action, if any
- 3:15 p.m. **Break**
- 3:30 p.m. **Exempt Well Alternatives - Montana examples**
- Proposed Controlled Ground Water Area at Horse Creek - Tim Davis, DNRC
 - Proposed exempt well ordinance from CSKT negotiation - Bill Schultz, Reserved Water Rights Compact Commission
 - Public Proposals
 - Committee questions, discussion, and action, if any

Public comment on any matter not contained in this agenda and that is within the jurisdiction of the WPIC

Recess for the day

Reconvene Wednesday

- 8:00 a.m. **Instream leasing report, (85-2-436, MCA)**
- Mike McLane, FWP
 - Public comment
 - Committee questions, discussion, and action, if any
- 8:15 a.m. **Reserved Water Right Compact Commission update**
- Chris Tweeten, chairman
 - Public comment
 - Committee questions, discussion, and action, if any

- 9:00 a.m. **Water right adjudication update**
- DNRC - Director Sexton
 - Montana Water Court - Judge Loble
 - Public comment
 - Committee questions, discussion, and action, if any
- 9:30 a.m. **Break**
- 9:40 a.m. **Water rights exempt from filing**
- Overview - Judge Loble
 - Public comment
 - Committee questions, discussion, and action, if any
- 10:15 a.m. **Water Right Enforcement**
- Review of Complaints - Tim Davis, DNRC
 - Appointing of Water Commissioners - Judge Loble
 - Public comment
 - Committee questions, discussion, and action, if any
- 10:45 a.m. **Rule review**
- Helen Thigpen, staff attorney
 - Public comment
 - Committee questions, discussion, and action, if any
- 11:00 a.m. **Exempt Well Discussion**
- Identify areas for more information
 - Proposal requests
 - Meeting locations
- 11:40 a.m. **Other business**
Administrative matters
Instructions to staff
- 11:45 a.m.. **Public comment** on any matter not contained in this agenda and that is within the jurisdiction of the WPIC

Adjourn

Anyone wanting to attend the meeting who may need services or accommodations, please contact Joe Kolman (406-444-3747 or jkolman@mt.gov) at least 5 working days before the meeting.

All meeting materials are available on the WPIC website at leg.mt.gov/water/CI2244 2009mtxa.

